IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

FRIDAY, THE 13TH APRIL 2007 / 23RD CHAITHRA 1929

Bail Appl..No. 2076 of 2007()

(C.R NO. 11/2007 OF CHATHANNOOR EXCISE RANGE)

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PETITIONER/ACCUSED:

UNNIKRISHNAN @ UNNI, AGED 32,
S/O PURUSHOTHAMAN, RESIDING AT DINESH MANDIRAM
(VALAVIL VEEDU), ITHIKKARA CHERRI, MEENADU VILLAGE
KOLLAM TALUK.

BY ADV. SRI.HARISH GOPINATH

RESPONDENT/ COMPLAINANT:

STATE OF KERALA, REPRESENTED BY
EXCISE INSPECTOR, EXCISE RANGE OFFICE,
CHATHANNOOR, THROUGH PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. K.S.SIVAKUMAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/04/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

B.A. No. 2076 OF 2007

Dated this the 13th day of April, 2007

O R D E R

Petitioner, who is the accused in C.R.No.11/07 of Chathannoor Excise Range for an offence punishable under section 55 (a) of the Abkari Act for allegedly having been found in possession of 10 litres of rectified spirit and 18 litres of illicit arrack on 13.3.07 and who was arrested on the same day, seeks his enlargement on bail.

2. Learned Public Prosecutor opposed the application submitting, inter alia, that the petitioner is an accused in another case involving similar offence.

3. I am not satisfied that both the grounds enumerated under Clause (b)(ii) of Sec. 41 A of the Abkari Act are present in this case so as to justify the release of the petitioner on bail.

This application is accordingly dismissed.

(V. RAMKUMAR, JUDGE)

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